INDIAN REORGANIZATION ACT
CONSTITUTION AND BYLAWS
OF THE
VILLAGE OF ATMAUTLUAK

PREAMBLE

We, a group of Eskimos who are residents of ATMAUTLUAK, Alaska, having a common bond of (residence) and/or (association) or (occupation), in order to promote our welfare, through the development of governmental and economic enterprises, including exercising the rights and powers granted under authority of Sections 16 and 17 of the Indian Reorganization Act of 1934 amended 1936 and P.L. 93-638 and any future amendments thereto, do establish this Constitution and Bylaws.

Article I - Name

The name of this organization shall be ATMAUTLUAK IRA COUNCIL.

Article II - Definition of Territory

The exterior boundaries of ATMAUTLUAK IRA COUNCIL shall coincide with land selected under the Alaska Native Claims Settlement Act and any other land acquired by this village.

Article III - Membership

Section 1 - All persons whose names appear on the membership roll compiled by the village shall be members of this village.

Section 2 - a. New members. All children of any member shall be members of this Community.

b. Any Alaska Native, as defined in the Alaska Native Claims Settlement Act, who becomes a resident of ATMAUTLUAK IRA COUNCIL, may be added to the membership roll by the Council by a majority vote in its regularly called meeting.

Section 3 - Definition of Adult. Any person who is 18 years of age or older will be considered an adult.

Article IV - The Council

Section 1 - There shall be a council composed of a President and seven members elected by the adult members of the Community.

Section 2 - The council shall represent the Community in all matters related to P.L. 93-638 and in all other undertakings. The Council shall exercise the powers enumerated in this Constitution and any other powers vested in the Council by this Community.

Section 3 - Each member of the Council shall serve for a term of three years. Terms shall overlap so that elections for one-third of the positions on the Council shall be held each year. Length of terms at the initial election shall be assigned to the Council members by lottery.

Article V - Powers of the Village

Section 1 - To do all things for the common good which it has done or has had the right to do in the past and which are not against Federal and State laws as may apply.

Section 2 - To deal with the Federal Government and its agencies and the State Government and its agencies on behalf of the Community; to deal with any person, firm, corporation or municipality on behalf of the Community.

Section 3 - To employ legal counsel, the choice of counsel and fixing of fees to be subject to the approval of the Secretary of the Interior.

Section 4 - To prevent the sale, disposition, lease or encumbrance of village lands, interest in lands or other village assets without the consent of the village.

Section 5 - To provide the Secretary of the Interior or his designated representative the estimated budgetary requirements of the village.

Section 6 - To provide for filling vacancies in office consistent with this Constitution.

Section 7 - To levy dues, fees and assessments for Community purposes on members of the Community and to provide for their collection and enforcement through its ordinances, for the good of the Community. No such assessments shall be laid except by resolution of the Council at any regularly called meeting.

Section 8 - The Council may have and use such other powers as may be given to it by the Federal or State Government.

Article VI - Change of Officers

Section 1 - Any officer of the Council or official of the Community who is convicted of a felony or any other offense involving dishonesty or moral turpitude shall forfeit his office.

Section 2 - If the office of a Council member is vacant for any reason, the Council may appoint a successor to serve until the next regular meeting of the Community, at which time a member shall be elected to fill the unexpired term,

Section 3 - If the office of a Council member is vacant for three times in a row with no reason, during regular meeting of the community, at which time a member shall be terminated.

Article VII - Amendments

Amendments to this Constitution and Bylaws may be proposed by a resolution of the Council or by a member of the Community at a regularly called meeting. Amendments shall become effective when ratified by a majority vote of adult members listed on the membership roll in accordance with Article III, provided that at least 30 per cent of those entitled to vote shall vote in such election; such election to be called by the Secretary of the Interior.

Article VIII - Dissolution

The Constitution and Bylaws shall continue in existence until dissolved by a majority vote of the adult members of this Community, provided that at least 30 per cent of those entitled to vote shall vote in such an election.

BYLAWS OF THE VILLAGE OF ATMAUTLUAK

Article I - Duties of Officers

Section 1 - The President. The President of Council shall preside over all meetings of the Council and of the Community, exercising the usual duties of a chairman and any others delegated to him. He may vote in Council meetings only in case of a tie. The President is charged with general responsibilities for the administration of the Community and ordinances and resolutions.

Section 2 - The Vice President. The duties of the Vice President, in the absence of a President will be the same as those of a President.

Section 3 - The Secretary-Treasurer. The Secretary - Treasurer shall act as a chairman in the event the President or the Vice President is absent from the Village. He shall conduct all correspondence and keep a complete and accurate record of all business transactions of the Community or of the Council. He shall record all rules and regulations ordinances in appropriate books for the information and guidance of the Community members. He shall accept, receive, receipt for, preserve and safeguard all funds for which the Council is responsible. He shall make a faithful record of such funds and shall report to the Council all receipts and expenditures and the amount and nature of all funds in his possession or custody. He shall not pay out or authorize disbursement of any funds for which he is responsible except upon authorization of the Council. He shall be responsible for certifying official Council actions and documents. The Secretary-Treasurer may be required at the request of the Council to give bond satisfactory to the Council.

Section 4 - Appointive Officers. The duties of all appointive officers, agents or committees appointed by the Council shall by clearly defined by a resolution of the Council at the time of appointment. No appointive officer shall serve for a term longer than the elective officers.

Section 5 - The Records. All accounts, records, books and minutes of the Community or Council meetings shall be subject to examination by members of the Community or the Council, or the agents of the Federal or State Goverment having authorized business in the village.

Article II - Qualification of Officers

Section 1 - No person may be a candidate for any elective office unless he has the qualifications of a voter.

Section 2 - No person who has been convicted of a felony may be a candidate for any elective office.

Article III - Meetings

Section 1 - The Council shall meet on the first & last Tues. on each month during winter and on summer, middle part on each month on Tues. time: 6:30 p.m., unless otherwise ordered by the Council, and at such times as may be voted by the majority of the Council.

Section 2 - The President may call such other special meetings as he may deem necessary by giving two days notice to the members of the Council.

Section 3 - The Quorum. Four Council members shall constitute a quorum for a Council meetings, and for general Community meetings, one-third of the membership shall constitute a quorum.

Section 4 - Careful and accurate record in the form of

minutes shall be kept of all regular and special meetings of Council and preserved in the appropriate files of the Council.

Article IV - Rights of Members

Section 1 - All members of the Village 18 years of age or over shall have the right to vote in Village meetings and elections.

Section 2 - Members of the Village shall have the right to speak and meet freely in a peaceable way.

Section 3 - Members of the Village shall have equal chance to share in the benefits of the Village.

Article V - Rule Making Power

The Council shall have power to make rules and regulations to carry out the provisions of the Constitution and

Article VI - Adoption

This Constitution and Bylaws shall be in effect when they are agreed to by a majority vote of the Village members voting in an election called for the purpose; provided that at least 30 per cent of the voting membership take part. The persons entitled to vote are all the adult residents in the Village of ATMAUTLUAK, Alaska.

CERTIFICATION OF ADOPTION

We, the undersigned members of the Village having been chosen to be the election judges by the majority of the members, certify that we were present at an election called for the purpose of adopting this Constitution and Bylaws on Jan 28, 1980; that the foregoing was duly adopted at such election by a vote by 25 for, and 1 against, where at least 30 per cent of those entitled to vote cast their ballots.

Fred N Pavilla Sr
Chairman, Election Board

Olinka M. Galloso
Secretary, Election Board